



## ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

**Petition for Authorization to Make Election of Optional Allowances and to Designate a Beneficiary Under the Public Employee' Retirement Law/Government Code**

<b>Age: 62 years</b>		<b>BARBARA ROMERO CASTRO</b> , Conservator of the Estate, is petitioner.	<b>NEEDS/PROBLEMS/ COMMENTS:</b>
		<b>Barbara Romero Castro</b> and <b>Jessica Burnett</b> , are co-conservators of the person.	1. Conservatorship has an outstanding balance owed to the court of \$481.00 for court investigation fees dated 2/13/2011.  2. Need proof of service of the Notice of Hearing on: <ul style="list-style-type: none"> <li>• Jesse Felix Castro (conservatee)</li> <li>• Jessica Burnett (conservator of the person)             <ul style="list-style-type: none"> <li>- pursuant to Probate Code §2403(b)</li> </ul> </li> </ul>
<b>Cont. from</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<b>Petitioner states</b> the Conservatee became eligible and entitled to disability retirement benefits after adjudication of his Workers' Compensation claim that resulted in a decision entitling him to Workers' Compensation benefits for sustained injuries tht ultimately necessitated the establishment of the conservatorship.	3. Need Order.
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>	Petitioner as the conservator of the estate, applied for a disability retirement from CalPERS after the Workers' Compensation claim trial.	<b>Note:</b> There is a status hearing set on 7/16/2014 for the filing of the third account.
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>	CalPERS is requiring an election of a specific retirement benefit from the various optional retirement benefit allowances available to the conservatee before completing the disability retirement process.	<b>Reviewed by: KT</b> <b>Reviewed on: 5/8/14</b> <b>Updates:</b> <b>Recommendation:</b> <b>File 1 – Castro</b>
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	The "Unmodified Allowance" option is the highest payout option for the Conservatee during his lifetime in the amount of \$1,617.88. This option does not provide for any remaining benefits to be paid after the Conservatee's passing.	
	W/		
<input type="checkbox"/>	<b>Aff.Pub.</b>	The Conservatee is now an inpatient at Care Meridian where he receives 24 hour care. All expenses for the Conservatee's health care are paid for by the State Compensation Insurance Fund as part of the Conservatee's Workers' Compensation benefit.	
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>	Any retirement benefits paid by CalPERS will be used to provide additional life comforts to the Conservatee and for maintaining the Conservatee's real property.	
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>	Please see additional page	
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>	X	
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		

## Wherefore, Conservator prays that:

- The Court authorize and instruct Petitioner to make the CalPERS retirement benefit option election on behalf of the Conservatee that provides the biggest retirement payments during the Conservatee's life, which is the "Unmodified Allowance" payment option designation.

## 2 Catherine N. Tarin and Abigail Tarin (GUARD/P)

Case No. 11CEPR00349

Atty Walters, Jennifer L. (for Catherine Edwards and Thomas Edwards – Paternal Grandparents/Petitioners)

## Petition for Appointment of Guardian of the Person (Prob

Abigail, 5	<b>TEMPORARY EXPIRES 05/14/14</b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>
	<b>CATHERINE EDWARDS and THOMAS EDWARDS</b> , paternal grandmother and step-grandfather, are Petitioners.		This Petition is for Abigail only. Petitioners were appointed as guardians of Catherine on 08/10/11.
	Father: <b>LUIS TARIN</b> – personally served on 04/22/14		
Cont. from	Mother: <b>TRACY SNEED</b>		<ol style="list-style-type: none"> <li>Need proof of personal service at least 15 days prior to the hearing of the <i>Notice of Hearing</i> along with a copy of the <i>Petition for Appointment of Guardian</i> or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> <li>Tracy Sneed (Mother)</li> </ul> </li> </ol>
<input type="checkbox"/> Aff.Sub.Wit.	Paternal grandfather: NOT LISTED		
<input checked="" type="checkbox"/> Verified	Maternal grandfather: TOM SNEED – served by mail on 04/22/14		
<input type="checkbox"/> Inventory	Maternal grandmother: MARY SNEED – served by mail on 04/22/14		
<input type="checkbox"/> PTC	<b>Petitioners state</b> the mother is a long-time drug user and the father is in and out of jail. The minor has been moved around a lot during her short life. The minor was most recently living with her father, but he was arrested again and it is unclear when he will be released. Petitioners hope to establish guardianship so Abigail will have a stable home and not keep bouncing around.		
<input type="checkbox"/> Not.Cred.	<b>Court Investigator Charlotte Bien filed a report on 04/29/14.</b>		
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail w/			
<input type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input checked="" type="checkbox"/> Pers.Serv. w/			
<input checked="" type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input checked="" type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input checked="" type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 05/08/14
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 2 - Tarin</b>

(1) Waiver of Accounting and Report of Executor and Petition for Its Settlement; (2) Waiver of Executor's Commissions, (3) Waiver of Attorney's Fees, and (4) for Final Distribution

<b>DOD: 10-9-11</b>		<b>MACE NORRIS</b> , Executor with Full IAEA without bond, is Petitioner.  Accounting is waived  I&A: \$892,500.00 POH: various real property total value \$350,000.00 plus misc. household furnishings and personal effects  Executor (Statutory): Waived  Attorney (Statutory): Waived  Distribution pursuant to Decedent's will:  Mace Norris: entire estate	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<input checked="" type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input checked="" type="checkbox"/>	<b>Inventory</b>		
<input checked="" type="checkbox"/>	<b>PTC</b>		
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b> <small>W</small>		
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		
		<b>Reviewed by:</b> skc	
		<b>Reviewed on:</b> 5-8-14	
		<b>Updates:</b>	
		<b>Recommendation:</b> SUBMITTED	
		<b>File 3 – Norris</b>	

(1) First and Final Account and Report of Administrator and Petition for Settlement Thereof and (2) for Allowance of Administrator's Compensation for Ordinary Services and (3) for Allowance of Attorney Fees for Ordinary Services and for Extra-Ordinary Services and for (4) Final Distribution

<b>DOD: 8-28-11</b>		<b>ERNEST ONG</b> , Administrator with Full IAEA without bond, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Account period: 8-28-11 through 1-10-14	<u>Continued from 4-14-14</u>
<b>Cont. from 032414, 041414</b>		Accounting: \$ 453,213.84	<u>As of 5-8-14, nothing further has been filed. The following issues remain:</u>
<input checked="" type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Beginning POH: \$ 336,683.52	
<input checked="" type="checkbox"/>	<b>Verified</b>	Ending POH: \$ 71,844.33 (cash)	<u>SEE ADDITIONAL PAGES</u>
<input checked="" type="checkbox"/>	<b>Inventory</b>	Administrator (Statutory): \$10,858.27 (See <i>NEEDS/PROBLEMS/COMMENTS.</i> )	
<input checked="" type="checkbox"/>	<b>PTC</b>	Attorney (Statutory): \$10,858.27 (See <i>NEEDS/PROBLEMS/COMMENTS.</i> )	
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>	Attorney (Extraordinary): \$4,520.00 (for work in connection with the sale of the real property, including avoiding foreclosure and preparation of the various agreements, consents and negotiations with the beneficiaries, unusual circumstances requiring negotiations with creditors and beneficiaries, establishing an ancillary probate for out of state property. Work also included resolving another estate administration in Stanislaus County for which this decedent was the administrator. Extraordinary services total \$6,370.00 for 11 attorney hours @ \$200/hr and 40.5 paralegal hours @ \$100/hr. Attorney will accept the reduced amount of \$4,520.00.	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>	Closing: \$500.00	
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	Distribution pursuant to intestate succession, Agreement Among Beneficiaries, and various disclaimers:	
	<b>Aff.Pub.</b>	Arlene Ong: \$15,035.95	
	<b>Sp.Ntc.</b>	Kathleen Ruiz: \$15,035.95	
	<b>Pers.Serv.</b>	Christofer Gong-Chun: \$15,035.95	
	<b>Conf. Screen</b>		
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		

Reviewed by: skc

Reviewed on: 5-8-14

Updates:

Recommendation:

File 4 – Gong-Chun

**NEEDS/PROBLEMS/COMMENTS:**

1. Petitioner states that pursuant to the Agreement Among Beneficiaries, Michael Gong-Chun was allowed to purchase the residence at a reduced price, taking into consideration payments made to the mortgage company and rent paid to the estate as his share of the estate. However, he then signed a Disclaimer of Interest in the estate. A disclaimer is irrevocable per Probate Code §281 and results in distribution as if the disclaimant had predeceased the decedent. Petitioner assumes the beneficiaries are now the three remaining siblings pursuant to the Agreement; however, it appears that Michael Gong-Chun's issue are now entitled to his share of the remainder of estate. The Court may require authority for omitting Michael Gong-Chun's issue from distribution of the remainder of the estate with reference to the Disclaimer.
2. The agreement and attached lease indicate that Michael Gong-Chun was paying rent; however the Receipts Schedule does not indicate rent received by the estate. Need clarification. Who was the rent paid to? The Disbursements Schedule indicates that the estate was paying for household expenses such as AT&T and mortgage payments after the death of the decedent, when it appears the house was occupied by Michael Gong-Chun. Need clarification.
3. The accounting does not appear to be prepared correctly. The Receipts Schedule includes items that are not "receipts" pursuant to Probate Code § 1061 (a)(3). For example:
  - The estate obtained a \$10,000.00 loan from Jong Chun, to pay off the auto loan before selling the vehicle (which loan was not authorized by the Court pursuant to Probate Code §9800 et seq.). That \$10,000.00 was repaid with interest and is not a "receipt" for purposes of calculating compensation.
  - Similarly, Disbursements Schedule indicates \$56.04 was paid to California Baptist Foundation for "Court in Hawaii (Estate Admin.);" Receipts Schedule indicates this same amount was received as reimbursement on 1-10-14. If this was a loan, this amount is also not a "receipt" for compensation purposes.
  - The vehicle, originally valued at \$25,000.00, was then sold for \$28,000.00, resulting in a \$3,000.00 gain from the original I&A value. However, in addition to the \$3,000.00 gain, Petitioner included the \$25,000.00 balance as a "receipt." This is not correct. The \$25,000.00 is already included in as an asset on the I&A. That value does not get counted twice in calculating the statutory fee.
  - A brokerage account valued at \$8,062.38 is Item No. 2 on I&A Partial No. 2 filed 8-30-12. The transfer of those same funds to another estate account does not constitute a "receipt" because that amount is already included as an asset on the I&A. (Note: Gains Schedule indicates a gain of \$854.60 as accumulated income on this account. However, Petitioner does not state whether the asset changed form (i.e., assets held in the brokerage account sold or liquidated to cash), which would be a gain, or whether cash was simply transferred to another account with interest received, which may just be a receipt. Similar to the vehicle issue, though, the \$8,062.38 does not get counted twice.

By incorrectly categorizing these items as "receipts," the statutory compensation is incorrectly inflated.

Therefore, need amended accounting, including amended calculation of statutory fees and amended final distribution.
4. Need clarification regarding extraordinary fees requested in connection with the Ancillary Probate. The work performed appears to be typical probate work (research, forms, communications, etc.) that would be statutory within that probate matter and should be requested in that matter.

		<b>TEMP EXPIRES 5-14-14</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>GLORIA ANDERSON</b> , maternal grandmother, is petitioner.	<b>Note:</b> Although Notice of Hearing has not been filed, it appears that the mother and additional relatives participated in mediation and the minor is in his mother's custody at this time. If this matter is to go forward at this time, the Court may require formal notice or diligence pursuant to Probate Code §1511 to the unknown father and paternal grandparents, and to all of the siblings of the minor that are ages 12 and older.
	Aff.Sub.Wit.	Father: <b>UNKNOWN</b>	<b>Note:</b> If this matter goes forward, need DSS Report per §1513(b).
	Verified	Mother: <b>DIANA VALENCIA</b>	
	Inventory	Paternal grandparents: Unknown	
	PTC	Maternal grandfather: Deceased	
	Not.Cred.		
	Notice of Hrg	<b>Petitioner states</b> the minor has been in her care since birth. His mother has an extreme history with drug abuse. She has used methamphetamine off and on for several years. Mom has ten children; eight of those children reside primarily with their biological father and have no relationship with their mother. The minor tested positive for drugs at birth.	
	Aff.Mail	Supplemental Declaration of Gloria Anderson filed on 10/31/13. The declaration includes several declarations from others stating why the minor should be with the petitioner.	
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report	<b>Court Investigator Jennifer Young filed a report on 5-5-14.</b>	
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
			<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 5-8-14
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 5 - Valencia</b>

<b>DOD: 4-15-05</b>		<b>ANGELITA GARCIA aka ANGELITA LEIJA</b> , Daughter, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		40 days since DOD	
	<b>Aff.Sub.Wit.</b>	Attorney Joel M. Murillo was appointed Executor of the decedent's estate in 05CEPR00988 on 2-22-06 and consents to this procedure pursuant to Probate Code § 13150(b).	<p>1. Need proof of service of Notice of Hearing and a copy of the petition at least 15 days prior to the hearing on DHS pursuant to the Requests for Special Notice filed in the estate case 05CEPR00988 and Probate Code §1220(a)(2)(B).</p> <p>2. The Court may require authority to use summary proceeding to pass the property at this time given the history of the estate as follows:</p> <p>Attorney Joel Murillo was appointed Executor of the decedent's estate on 2-22-06 in 05CEPR00988. At that time, it was estimated that the residence valued at \$155,000 was the only asset of the estate. (It did not qualify to pass via summary proceeding because the value limit for petitions to determine succession at that time was \$100,000.)</p> <p>DHS filed two creditor's claims in the estate for \$256,761.14 and \$41,055.02, and also requested special notice pursuant to Probate Code §1252.</p> <p>In addition, DHS commenced a separate action 08CECG03103 against the estate on the claims and judgment was entered in 2009.</p> <p>The Court recently set a status hearing in the estate case for failure to file Inventory and Appraisal pursuant to Probate Code §8900 and failure to file account or petition for final distribution pursuant to Probate Code §12200.</p> <p>In response, an I&amp;A was filed that did not comply with Probate Code §8900 – it attached a current (not date of death) appraisal of the house that was not done by the Probate Referee.</p> <p>A correct I&amp;A still needs to be filed in the estate case, and the estate still needs to be closed, including addressing the creditor's claims.</p> <p>To do so, notice is required to creditors that have not been paid pursuant to Probate Code §11000, such as DHS.</p> <p>DHS has <u>not</u> been given notice of this petition to pass the property via summary proceeding, even though Petitioner appears to be requesting to pass the property subject to that lien.</p>
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	W	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>	I&A: Residence valued at \$130,000.00	
	<b>Aff. Posting</b>	Will dated 4-5-91 devises the entire estate to Petitioner.	
	<b>Status Rpt</b>	Petitioner requests Court determination that the real property in Del Rey, CA, passes to her pursuant to the decedent's will, subject to a lien on the property recorded 10-12-12 in the amount of \$192,401.00 by the CA Dept. of Health Care Services Estate Recovery Branch.	
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
			<b>Reviewed by:</b> skc
			<b>Reviewed on:</b> 5-8-14
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 6 - Rodriguez</b>



<b>DOD: 7/26/13</b>		<b>GRACE ARIFUKU</b> , surviving spouse, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		No other proceedings	1. Signatures on the petition of the attorney and the petitioner are not dated.
<b>Cont. from</b>		Decedent died intestate.	
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>	<b>Petitioner states</b> she and the Decedent were married on 3/22/1979. The property was purchased with community funds in 2001 and all payments made with community funds. Title is held as "husband and wife, as community property."	
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>		
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>	Petitioner requests court confirmation that ½ interest in real property belongs to her and that ½ interest passes to her.	
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
			<b>Reviewed by: KT</b>
			<b>Reviewed on: 5/9/14</b>
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 7 - Arifuku</b>

## Status Hearing

<b>DOD: 07/24/07</b>		<b>DEREK THOMAS</b> , son, filed a Petition to be appointed as Administrator on 02/25/14.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>JAVONNI THOMAS</b> , another son, filed an objection to the appointment of Derek Thomas on 04/01/14.	1. Need Status Update Report.
<b>Cont. from</b>		<b>Minute Order from hearing on 04/02/14</b> denied Derek Thomas' Petition and appointed the Public Administrator as Administrator. <b>Status hearing was set for 05/14/14.</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<b>Letters of Administration</b> were issued to the Public Administrator on 04/14/14.	
<input type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input type="checkbox"/>	<b>Notice of Hrg</b>		
<input type="checkbox"/>	<b>Aff.Mail</b>		
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input type="checkbox"/>	<b>Letters</b>		
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>		
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input type="checkbox"/>	<b>FTB Notice</b>		
<input type="checkbox"/>			
			<b>Reviewed by:</b> JF
			<b>Reviewed on:</b> 05/08/14
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 8 - Thomas</b>

Amended Petition for Termination of Guardianship

Savanah, 10		ANGELA AMAVISCA, mother, is Petitioner.	NEEDS/PROBLEMS/ COMMENTS:
Ruben, 9			
		SALLY MUNOZ, maternal grandmother, was appointed as Guardian of the minors on 03/27/06. – Personally served on 04/24/14	
		Father: RUBEN MURILLO – served by mail on 04/24/14	
Cont. from		Paternal grandfather: RUBEN MURILLO – served by mail on 04/24/14	
	Aff.Sub.Wit.		
✓	Verified	Paternal grandmother: JUANITA MURILLO – served by mail on 04/24/14	
	Inventory		
	PTC	Maternal grandfather: RUDY AMAVISCA – served by mail on 04/24/14	
	Not.Cred.		
✓	Notice of Hrg	Petitioner states that she has been clean and sober since she completed a drug rehab program in April 2009. She has been gainfully employed since July 2009 and has been caring for the children since April 2009, first when she moved into her mother's home with the children and then in their own home from February 2011 until the guardian removed the children from her home upon learning of her petition to terminate the guardianship. Petitioner states that she appreciates the help her mother provided to her children when she was unable to care for them, but she is now fully capable and ready to care for her children and requests that the guardianship be terminated. Petitioner states that her mother will object to the termination and try to accuse her of using drug, therefore, she has voluntarily attached a hair follicle drug test showing negative results over a 90 day period. Petitioner further states that the guardian uses foul language, including making repeated disparaging remarks about Petition in front of the children and may be motivated by money to keep the guardianship in place due to the public assistance she received on behalf of the children.	
✓	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	w/	
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
✓	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice	Objection to Termination of Guardianship filed 04/30/14 states: that there has been domestic violence between the parents and they have now split up. Guardian suspects that the mother is drinking heavily and possible using drugs. Guardian states that the mother is bringing strange men to the home and she fears for the minor's safety. She does not agree with terminating the guardianship at this time. She states that the mother was doing better at one time, but has slipped again.	
		Court Investigator Jo Ann Morris filed a report on 05/05/14.	
			Reviewed by: JF
			Reviewed on: 05/09/14
			Updates:
			Recommendation:
			File 9 - Murillo

## Amended Waiver of Accounting and Petition for Final Distribution under Will

DOD: 4-19-07			<p><b>EVELYN S. DUARTE</b>, Executor with Full IAEA without bond, is Petitioner.</p> <p>Accounting is waived by heirs</p> <p>I&amp;A: \$155,000.00 (real property)</p> <p>POH: Not stated; however, it appears the real property has not been sold.</p> <p>Executor (Statutory): Waived</p> <p>Former Attorney (Statutory): Waived per declaration filed 11-25-13</p> <p>Closing: \$500.00 (?) (To be redacted from order per Minute Order 4-9-14)</p> <p>Petitioner states there are creditor's claims outstanding and unpaid property taxes.</p> <p><b>Petitioner requests distribution</b> of the estate's real property pursuant to Decedent's will to Evelyn S. Duarte, Lila Holguin, and Melissa Romero (shares not specified)</p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p><u>Continued from 2-26-14, 4-9-14</u></p> <p>On 4-9-14, the Court approved the petition subject to review of the order redacting the \$500.00 reserve.</p> <p><u>Note:</u> As of 5-8-14, Petitioner has not submitted an order for signature.</p> <p>1. Need order.</p>
Cont. from 022614, 040914				
	Aff.Sub.Wit.			
✓	Verified			
✓	Inventory			
✓	PTC			
✓	Not.Cred.			
	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters	7-10-07		
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
✓	9202			
	Order	X		
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
N/A	FTB Notice			
			<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 5-8-14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 10 – Flores</b></p>	

Atty Kruthers, Heather H. (for Public Guardian – Conservator of the Person)

Atty Laster, Donnie R. (pro per – father/Petitioner)

Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820, 1821, 2680-2682)

Age: 27		<b><u>NO TEMPORARY REQUESTED</u></b>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
		<b>DON LASTER</b> , father, is Petitioner and requests appointment as Successor Conservator of the Person with medical consent powers.		<b>Court Investigator advised rights on 04/11/14.</b>	
Cont. from				<b>Voting rights affected.</b>	
	Aff.Sub.Wit.		<b>PUBLIC GUARDIAN</b> was appointed as Conservator of the Person on 08/01/13 and continues to act in that role.	1. Need proof of service by mail at least 15 days before the hearing of <i>Notice of Hearing</i> with a copy of the <i>Petition for Appointment of Successor Conservator of the Person</i> <u>or</u> Consent & Waiver of Notice <u>or</u> Declaration of Due Diligence for:	
✓	Verified		Declaration of Harrol Terry Hutchison, M.D. supports request for medical consent powers.	a. Kim Laster (mother)	
	Inventory		Voting rights affected.	b. Donnie Laster, Jr. (brother)	
	PTC		<b>Petitioner states</b> that he has cared for James his entire life until the conservatorship was established. Petitioner states that he loves and misses his son and wants to resume caring for his son and have him return to living with him.	c. Breanna Laster (sister)	
	Not.Cred.			d. Maternal grandparents	
✓	Notice of Hrg				
✓	Aff.Mail	w/			
	Aff.Pub.				
	Sp.Ntc.				
✓	Pers.Serv.	w/			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
✓	Video Receipt				
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
	UCCJEA				
✓	Citation				
	FTB Notice				
				<b>Reviewed by:</b> JF	
				<b>Reviewed on:</b> 05/09/14	
				<b>Updates:</b>	
				<b>Recommendation:</b>	
				<b>File 11 - Laster</b>	

<b>Age: 6</b>		<b>GLORIA GLADLEY</b> , mother, and <b>MYRON ELLSBERRY, JR.</b> , father, are petitioners.  <b>MYRON ELLSBERRY</b> and <b>KELLEY ELLSBERRY</b> , paternal grandparents, were appointed guardians on 08/22/2013.  Maternal Grandfather: Delwyn Gassway Maternal Grandmother: Gloria Radford  <b>Petitioners do not provide a reason why termination of the guardianship is in the best interest of the minors.</b>  <b>Court Investigator JoAnn Morris' report filed 04/02/2014.</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Continued from 04/09/2014</b>  <b>The following issues remain:</b>  1. Petition is incomplete. Petitioners do not provide a reason why termination of the guardianship is in the best interest of the minors.  2. Need Notice of Hearing.  3. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Termination of Guardianship or consent and waiver of notice or declaration of due diligence for: <ul style="list-style-type: none"> <li>• Myron Ellsberry (Paternal Grandfather/Guardian)</li> <li>• Kelley Ellsberry (Paternal Grandmother/Guardian)</li> <li>• Delwyn Gassway (Maternal Grandfather)</li> <li>• Gloria Radford (Maternal Grandmother)</li> </ul>	
<b>Cont. from 040914</b>				
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/>	<b>Verified</b>			
<input type="checkbox"/>	<b>Inventory</b>			
<input type="checkbox"/>	<b>PTC</b>			
<input type="checkbox"/>	<b>Not.Cred.</b>			
<input type="checkbox"/>	<b>Notice of Hrg</b>			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<b>Aff.Mail</b>			<input checked="" type="checkbox"/>
<input type="checkbox"/>	<b>Aff.Pub.</b>			
<input type="checkbox"/>	<b>Sp.Ntc.</b>			
<input type="checkbox"/>	<b>Pers.Serv.</b>			
<input type="checkbox"/>	<b>Conf. Screen</b>			
<input type="checkbox"/>	<b>Letters</b>			
<input type="checkbox"/>	<b>Duties/Supp</b>			
<input type="checkbox"/>	<b>Objections</b>			
<input type="checkbox"/>	<b>Video Receipt</b>			
<input type="checkbox"/>	<b>CI Report</b>			
<input type="checkbox"/>	<b>9202</b>			
<input checked="" type="checkbox"/>	<b>Order</b>			
<input type="checkbox"/>	<b>Aff. Posting</b>			
<input type="checkbox"/>	<b>Status Rpt</b>			
<input type="checkbox"/>	<b>UCCJEA</b>			
<input type="checkbox"/>	<b>Citation</b>			
<input type="checkbox"/>	<b>FTB Notice</b>			
<b>Reviewed by: LV</b>				
<b>Reviewed on: 05/09/2014</b>				
<b>Updates:</b>				
<b>Recommendation:</b>				
<b>File 12 – Ellsberry</b>				



Atty Bishop, Randy Lee

Petition for Appointment of Guardian of the Person (Prob

Age:			<div>NEEDS/PROBLEMS/COMMENTS:</div> <div>Continued to 6/17/14 at the request of Petitioner Randy Bishop.</div>
DOD:			
Cont. from			
	Aff.Sub.Wit.		
	Verified		
	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
		Reviewed by: KT	
		Reviewed on: 5/8/14	
		Updates:	
		Recommendation:	
		File 14 - Gimlin	



Atty Haley, Michael (pro per Petitioner)

Atty Hunt, Debra (pro per Petitioner)

Atty Bryant, Kathy (pro per Petitioner)

## Petition to Determine Succession to Real Property (Prob

DOD: 11/6/13		MICHAEL HALEY, DEBRA HUNT and KATHY BRYANT, children, are petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		40 days since DOD.	1. Need attachment 11 containing (1) the legal description of the real property and (2) the decedent's interest in the property.
		No other proceedings.	
Cont. from		Decedent died Intestate.	2. Petition does not include the name and date of death of the deceased spouse. Local Rule 7.1.1D.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/O	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			<b>Petitioners request</b> Court determination that Decedent's interest in real property passes to them pursuant to intestate succession.  I & A                      -                      \$85,000.00
			Reviewed by: KT
			Reviewed on: 5/9/14
			Updates:
			Recommendation:
			File 15 - Haley

## Petition for Appointment of Temporary Guardian of the

Aysia age: 2 yrs		<u>GENERAL HEARING 6/30/14</u>		<b>NEEDS/PROBLEMS/COMMENTS:</b>	
Jerome age: 9 mo.		GINA WALKER, paternal grandmother, is petitioner.		1. If Due Diligence is not found on mother will need Notice of Hearing with proof of service of the Notice of Hearing along with a copy of the petition on Cidney Taylor (mother).	
		Father: JEROME DIXON – deceased.			
		Mother: CIDNEY TAYLOR – Declaration of Due Diligence filed on 4/30/14.			
Cont. from		Paternal grandfather: Not listed.			
	Aff.Sub.Wit.		Maternal grandparents: Not listed.		
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
	Notice of Hrg	X	Petitioner states the mom abuses drugs and alcohol and is homeless. Father is deceased. Petitioner states the children have been in her care since 11/2013.		
	Aff.Mail				
	Aff.Pub.				
	Sp.Ntc.		Declaration of Due Diligence indicates mom lived in the petitioner's home until she was asked to leave on 4/2/14.		
	Pers.Serv.	X			
✓	Conf. Screen				
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
	CI Report				
	9202				
✓	Order				
	Aff. Posting			Reviewed by: KT	
	Status Rpt			Reviewed on: 5/6/14	
✓	UCCJEA			Updates:	
	Citation			Recommendation:	
	FTB Notice			File 16 - Dixon	

## Petition for Appointment of Probate Conservator of the Person and Estate (1820, 1821, 2680-2682)

		<p><b>WAYNE L. BANDY, spouse, ARTHUR OSTRANDER, friend (CPA), and TERRY NOVAK, friend (Caregiver),</b> are Petitioners and request appointment as Co-Conservators of the Person and Estate with independent powers under Probate Code §2590 (not specified).</p> <p><b>Voting rights <u>NOT</u> affected</b></p> <p><b>A Capacity Declaration was filed on 4-1-14.</b></p> <p><b>Estimated Value of Estate:</b>          Personal property: \$10,000.00          Real property: \$237,000.00</p> <p><b>Petitioners state</b> Mrs. Bandy suffered from cancer of the neck and now suffers from skin cancer. Treatment has affected her speech and her writing. She is restricted to a wheelchair and requires total care. She is coherent and understands what is being told to her, but it is difficult to understand her due to her speech impairment.</p> <p><b>Court Investigator Jennifer Daniel filed a report on 4-30-14.</b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p>Court Investigator advised rights on 4-10-14.</p> <ol style="list-style-type: none"> <li>The petition requests independent powers under Probate Code §2590; however, the specific powers requested are not detailed per Local Rule 7.15.2. Need clarification.</li> </ol> <p><u>Update:</u> Minute Order 5-7-14 indicates that the only power requested is power to change the trust. Examiner notes that this power does not fall under Probate Code §2590; rather, separate noticed petition for substituted judgment under §2580 is required.</p> <ol style="list-style-type: none"> <li>Petitioners request appointment without bond; however, pursuant to Probate Code §2320 and Cal. Rules of Court 7.207, bond is required for all conservators of the estate, including cost of recovery. Bond should be at least \$11,000.00.</li> <li>Need Video Receipt per Local Rule 7.15.8.A for all petitioners.</li> </ol> <p><u>Note:</u> If granted, the Court will set status hearings as follows:</p> <ul style="list-style-type: none"> <li>Wednesday 6-25-14 for filing of bond</li> <li>Wednesday 10-8-14 for Inventory and Appraisal</li> <li>Wednesday 10-7-15 for filing the first account.</li> </ul> <p>If the foregoing items are on file, the status hearings may be taken off calendar.</p>	
<b>Cont from 050714</b>				
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>			W
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
✓	<b>Pers.Serv.</b>			W
✓	<b>Conf. Screen</b>			
✓	<b>Letters</b>			
✓	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
✓	<b>CI Report</b>			
	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
✓	<b>Citation</b>			
	<b>FTB Notice</b>			
		<p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 5-8-14</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 17 - Bandy</b></p>		